

## FRANK CASE TAKEN TO SUPREME COURT

Writ of Error Asked of Justice  
Lamar on Issue He Once  
Favored.  
MAY BE DELAY OF 2 YEARS

WASHINGTON, Nov. 21.—Application was made to Justice Lamar of the United States Supreme Court in chambers today for a writ of error to bring before the highest court for review the judgment and sentence of Leo M. Frank of Atlanta, convicted and sentenced to death for the murder of Mary Phagan.

The application was made by Louis Marshall of New York, Harry Alexander and Henry G. Peeples of Atlanta, attorneys for Frank, who arrived in Washington at noon. The Justice took the matter under advisement and may refer the question to the full bench of the Supreme Court. Should he do so the conclusion of the case may be delayed two years or more.

The case presents an interesting situation, so far as Justice Lamar is concerned. The petition for the writ rests upon the contention that Frank was denied his constitutional right of being permitted to be present in court when the verdict was returned.

The record shows that the presiding judge suggested that the accused should not be in the court room when the jury returned their verdict, for feeling against him was so strong that it might lead to violence. Frank's attorneys objected to his leaving the room, others acquiesced.

The application was made by Justice Lamar because he is the member of the highest court accredited to the circuit in which the offense occurred. It was recalled with interest today that Justice Lamar had uttered a dissent in a case coming before the Supreme Court in the October term, 1911, involving in many respects the same issue raised by Frank's attorneys, wherein the majority of the court held that no error had been committed by the Supreme Court in the Philippine Islands when it accepted the written waiver of one accused of crime and passed judgment on him in his absence.

In that case Justice Lamar took the view that the right of the accused to be present in the court room when the jury returned their verdict was a constitutional right which he could not waive. Justice Lamar's opinion at the time attracted much attention because of the vigor of his expressions of dissent and the clearness of the opinion. The case was that of Diaz vs. the United States, reported in the United States Supreme Court Reports, volume 223.

Frank's attorneys said to-night that they did not expect a decision in the case earlier than Monday from Justice Lamar.

## WORK ON SIX SUBWAY CONTRACTS IS HALTED

Three Contractors Discharge All  
Foreigners Because of Un-  
ions' Campaign.

According to C. A. Crane, secretary of the General Contractors Association, work on six contracts of the dual rapid transit system amounting to \$12,750,000 is virtually at a standstill because of the demand from labor unions that the alien labor law be enforced.

"Before this trouble started," he said, "1,541 men were employed on the contracts. Because of the fear that contractors will be cancelled three companies have laid off all the foreigners in their employ and have now a little more than 500 men at work."

Two concerns mentioned are the Daniels company, with two contracts in the Bronx and one on the Lexington avenue line; the Dock Contractor Company, building the Broadway subway between Fourth and Mott streets; and the "Conard" company, in Flatbush avenue and Eastern Parkway, Brooklyn.

No test case to determine the constitutionality of the law has yet been argued. A high authority in the Corporation Counsel's office said yesterday that the Corporation Counsel is ready to give an opinion that the law is not constitutional. "I don't know," he said, "whether the Corporation Counsel will continue to pay the contractors' vouchers and the subway work could go on pending a final court decision."

In reference to the fight by labor unions to uphold the interpretation of the law relating to the employment of citizens only in the subway and other municipal work, Mr. Crane said, "The Corporation Counsel, who consists of Italians and Germans, who are not in favor of the law, and yesterday that if an attempt is made to enforce this interpretation the union will protest. He said that there are 100,000 citizens in this union."

There are 8,000 citizens in the union who could be put in the subway, from which 150 men have already been discharged but the objections of the union is partly an account of the wages the contractors receive. "We are now getting ready to make a demand for higher wages and our union is being organized by the 100,000 citizens of the Rockmen's Union, one of whom are citizens."

The Central Federated Union, with which the Contractors' Union is affiliated, has instructed its lawyers to withhold investigation of the law with reference to the employment of aliens in the subway and make a recommendation on the subject.

## SISTER FIGHTS CAMPBELL WILL

Johns' Nephews and Nieces in Alleged  
Capitalist Died Without Issue.

ST. LOUIS, Nov. 21.—Mrs. Rosa V. Curtis, only living sister of the late James Campbell, financier, to-day filed a petition to be made a party plaintiff in the suit of the nephews and nieces of Campbell to break his will.

In filing her petition Mrs. Curtis alleged the same grounds as the other contestants, that Campbell died without issue. Mrs. Curtis said she acted voluntarily after correspondence with Whittaker W. Curtis, one of the nephews of Campbell, who are the only blood relatives of the dead man who so far have not joined the suit. She was told that they intended to petition to be made plaintiffs in the case.

## NAVY SCHOOL PERIOD EXTENDED

Recruits to Be Kept in Training  
Stations Six Months.

WASHINGTON, Nov. 21.—A modification of his system of education in the navy which has been urged by Secretary Curtis, was announced to-day by Secretary Daniels.

Hereafter recruits will be kept at the naval training stations for six months after their enlistment instead of four as at present. This will permit of the greater part of the elementary schooling of young bluejackets to be given at the training school, where there is more time and better facilities for it and also permit greater emphasis on technical and professional schooling after the recruits are assigned to the fleet.

## Carranza Sets a Trap for Villa in Mexico City

First Chief's Troops to Operate From Coast Towns to Crush  
Northern Leader in Centre—Blanco Holds  
the Capital.

VERA CRUZ TO BE EVACUATED BY U. S. TO-MORROW

EL PASO, TEX., Nov. 21.—That Carranza and his advisers have laid a trap for Gen. Villa and his followers is the declaration of Carranza supporters here to-night. Villa supporters declare they have no fear of such a trap and have ample men to crush Carranza and subdue Mexico in the name of provisional President Gutierrez.

Carranza troops will concentrate in the neighborhood of Orizaba, the provisional capital, and will hold the line to Vera Cruz. A campaign in the southeast will be inaugurated with a view to insuring the control of all east coast ports and to act as a menace to Villa's lines of communication.

The real offensive movement against Villa will be made from the west coast. No opposition of any kind will be offered to Villa's entry into Mexico city. The Carranzistas expect to encircle him. This, according to a high Carranza official here, is the plan of the Carranzistas. As against the evacuation of Mexico city, it is pointed out by Carranzistas, that this leaves Villa with long lines of communication that will be menaced from both the east and the west.

The west coast campaign will be in charge of Gen. Obregon, who was Carranza's west coast commander during the revolution against Huerta. The rumor that Obregon has been imprisoned by Gen. Blanco in Mexico city is strongly denied by Carranza agents here. Carranzistas also say that Villa and Zapata will lash upon the entry of the former into Mexico city, declaring that Zapata has renounced the action of his delegates in upholding provisional President Gutierrez, whom Villa is supporting.

As a part of the campaign, it is declared, Mexico city is to be turned over by Gen. Blanco to Gen. Villa without a struggle. Blanco, retiring to join the Carranza forces. He only holds the capital to prevent rioting and destruction of property, it is said, until Villa can reach the city.

The plan of campaign as given out by Villa agents here embraces three separate movements toward the east and west coast and toward Mexico city. The three columns aggregate 22,000 and are already in motion.

The first column headed by Villa, accompanied by Gen. Angeles with his artillery, is headed southeast from Queretaro to Mexico city. The second is moved from Toluca in the direction of Guadalajara, the west coast metropolis. The third column is moving from San Luis Potosi toward Tampico. This column is under command of Gen. Huerta.

Julio Madero, who was captured by the Villa forces at the taking of Queretaro, will be held a prisoner at Aguascalientes for the time being.

FEARS FOR MEXICO CITY.  
Washington Hears Telegraph Wires  
to Vera Cruz May Be Cut.

WASHINGTON, Nov. 21.—With railway communication between Mexico city and Vera Cruz already cut, the State Department received notice to-day that telegraphic communication might also be interrupted at any moment, thus cutting off

## MAY ASK CORONERS ABOUT LIFE JOB PLAN

Wallstein Likely to Inquire  
How Clerks Got Under  
Civil Service.

A scheme to insure life jobs at salaries of \$2,000 a year is part of what Commissioner of Accounts Leonard M. Wallstein may attempt to uncover when he resumes his inquiry into the coroners' office to-morrow. The scheme was for the benefit of coroners' chief clerks and appears from the record of the city Civil Service Commission and the minutes of one or two coroners' meetings.

On December 29, 1912, the Brooklyn coroners asked to have the chief clerks' positions put under civil service. Two months later, on February 26, 1913, there was a meeting of the city Civil Service Commission at which were present the Commissioners and Coroners Hollenstein, Shonout of the Bronx and a number of coroners' clerks, headed by Antonio d'Alessandro.

All present seem to have favored the proposal to put the clerks under civil service except coroner Shonout, who said "I can keep a man on the job better if I have some control over him." Coroner Hollenstein was eager for the change and had written a letter six weeks earlier praising the proposal. Coroners Feinberg and Holzhauser were of present but were not on the telephone. They are recorded as opposed, taking Shonout's view.

Less than a month after the meeting, on March 14, the city Civil Service Commission put the coroners' clerks under civil service, retaining in their jobs the clerks on hand, without examination to show competence.

Commissioner Wallstein admitted yesterday that he has received a letter charging a coroner's physician with throwing an accident case into the hands of a certain lawyer. It is understood that the matter is under investigation.

## AT LAST HETTY GREEN HAS A BIRTHDAY PARTY

She and Six "Other Little Girls"  
Make Merry at the Coun-  
tess Leary's.

Hetty Green held a real celebration yesterday of her seventy-ninth birthday anniversary. Her first birthday party on record, at least in a great many years, was one during the day, which was check full of festivities in her honor, did she appear at her office, at 7 West Ninetieth street, which adjoins the home of her son, Col. H. R. Green, who she spent the day with.

Mrs. Green has never regarded birthdays in a sentimental light, rather she considered that a birthday was devoted for strict attention to business and the absence of all frivolity.

A reporter for THE SUN who called at Mrs. Green's office expecting to see her busily engaged discovered instead a counting corps making the dust fly in Mrs. Green's absence.

Col. Green, who had hurried to the city from Texas, expecting, as he said, to be in on the celebration, was greeted at the breakfast table by his mother with a kiss. After breakfasting Mrs. Green walked around and playfully patted her son on the back with the remark "Run down town to your business, little boy, and don't tag around here. We are going to have a little girls' party over at Annie Leary's and we don't want any youngsters bothering us." Col. Green mockingly went down to his desk in the Seaboard Bank, where he directs the interests of the Green estate.

Mrs. Green motored to the home of Countess Leary, at 1922 Fifth avenue, where the birthday party was held. The house was filled with flowers and presents for Mrs. Green sent by many of her friends, and hundreds of messages were received wishing her continued happiness and good health.

After reading the messages and looking over the gifts Mrs. Green was the guest of honor at the dinner given by Countess Leary. Six women, intimate friends of Mrs. Green and all of whom rivaled her in number of years, were the only others present at the "little girls' party."

## ESTELLE MERSHON IMPORTER ANNOUNCES A REDUCTION SALE MILLINERY GOWNS BLOUSES & WRAPS

20 East Forty-sixth Street  
Opposite Ritz-Carlton Hotel  
New York

Washington, from its chief source of information as to events and conditions in Mexico.

Reports received from Mexico city up to this time indicate that the situation there is becoming daily less satisfactory. Consul Silliman, the State Department's special representative with the Carranza Government and the Brazilian Minister to Mexico, the official representative of the United States, felt impelled to inquire of Gen. Luis Blanco, who has been left in charge of Mexico city, what assurances he could give as to the protection of the city.

Gen. Blanco, who is one of Gen. Obregon's chief lieutenants, replied that he would have to call a conference with his generals as to that question. Informally, however, he gave assurances that his cavalry brigade had not taken part in the evacuation of the city and furthermore that it would not leave until some government had been established there.

This statement gave rise to surprise here and the conclusion drawn from it was that Gen. Blanco is looking forward more to the occupation of Mexico city by the Carranza forces than to the return of Carranza and his Government.

Gen. Obregon, who has been in charge at Mexico city, has left there and most of the forces in the capital have been withdrawn. It is assumed that Gen. Obregon has gone to join Carranza at Orizaba, where he has established his capital, but it is also reported that he proceeded to the east coast. It is thought possible he intends to move forces to Vera Cruz to take possession of that city next Monday on the evacuation of the city.

The statement was made again to-day that no change has been made in any plan for the evacuation of Vera Cruz set for Monday. No arrangements have been yet announced as to the transfer of authority in the city and the impression still prevails that the city will be left to the possession of whatever force is at hand at the moment of evacuation. It has been suggested that possibly Carranza plans to establish his capital at Vera Cruz next Monday.

"War bulletins" from Mexico made their appearance in Washington to-night, with statements given out by the Constitutionalist agency here, denying reports of successes by Villa and the Carranza forces, and claiming victories for the forces loyal to Carranza. The Carranzistas also delivered another attack upon the reports of events in Mexico sent to the State Department by its agents in that country.

RUSH TO RESCUE SPANIARDS.  
Madrid Government Charters Ships  
to Save Vera Cruz Refugees.

Special Cable Dispatch to THE SUN.  
HAVANA, Nov. 21.—The Spanish Com-  
pafia Transatlantica is refusing to boat  
passengers for Vera Cruz, Mexico.

This action has been taken because the Spanish Government has chartered all the ships of the company to hurry to Vera Cruz to take off Spanish refugees who fear trouble after the withdrawal of the American troops under Gen. Funston.

## HOUSEHOLD & DECORATIVE LINENS

Thanksgiving Suggestions  
Satin Damask Tablecloths, each 4.00, 5.00 and 7.00  
values 6.00, 7.00 and 9.50

Napkins to match, values 6.50 and 9.00, doz. 4.50 and 6.50  
Odd Damask Tablecloths, each 1.25 to 10.50  
value 2.50 to 21.00

Odd Damask Napkins, value 2.50 to 10.00, doz. 1.75 to 7.00  
Hemstitched Damask Tablecloths, each 1.00 to 6.00  
value 1.50 to 9.00

Hemstitched Damask Tea Napkins, doz. 2.00 to 6.75  
value 3.00 to 10.00

Hemstitched Damask Sets, Set 5.90 to 17.00  
value 8.00 to 25.00

Pure Linen Tea Napkins, hand-embroidered corner, doz. 2.50 to 10.00  
value 4.00 to 15.00, doz. 2.50 to 10.00

Embroidered Luncheon Sets, 13 pieces, Set 2.85 to 12.00  
value 4.50 to 19.00

Lace Trimmed Bureau and Buffet Scarfs, 1.00 to 5.00  
value 2.00 to 10.00

Hemstitched Huckaback Towels, value 4.00, doz. 2.90

Moderately Priced  
SHEFFIELD PLATED WARE  
(Main Floor)

Quadruple Plated on Nickel Silver  
Cheese-Cracker Dishes, pierced designs, 3.50 and 3.95  
Casserole, round or oval; pierced design, 2.50 and 2.75  
Trivets, various pierced designs; two or three sections, 3.50 and 3.75

Carving Sets, stag handles; German or Sterling Silver  
ferretures, Three pieces, 2.75, 4.50 to 7.25

Exceptional Values  
ELECTRIC LAMPS

Solid Mahogany Boudoir Lamps, with 10-inch Silk  
shade; any color, value 5.00, 3.50

Hand-carved Gold Wood Boudoir Lamps, with 10-  
inch fancy silk shade; any color, value 7.50, 4.50

Hand-carved Gold Wood Boudoir Lamps, with 10-  
inch flat Empire silk shade; trimmed with silk braid and  
4-inch silk fringe, value 12.00, 7.50

Hand-carved Gold Wood Table Lamps, with French  
silk shade; any color; 2 lights, value 25.00, 15.00

# James McCreery & Co.

34th Street COMMENCING MONDAY, NOVEMBER 23RD 5th Avenue

## Seasonable Merchandise—Specially Priced

### EXTRAORDINARY SALE—MISSES', JUNIORS' AND GIRLS' APPAREL



Unusual Values  
FUR COATS, MUFFS & NECKPIECES  
For Women, Misses & Children

Fur Coats  
French Seal Coats, 40 inches long; rich silk lining, value 85.00, 65.00  
Hudson Seal Coats, choice skins; latest models, value 125.00, 95.00

Extra Large Size Hudson Seal Coats, 46 to 50 inch bust  
measure, value 145.00, 125.00  
Women's Fur-lined Coats, in various Mixed Fabrics, also Black, value 65.00, 45.00  
Black Ponyskin Coats, value 37.50, 29.50

Muffs  
Natural Raccoon, value 27.50, 22.50  
Scotch Mole-skin, value 45.00, 35.00  
Dyed Skunk, value 18.50, 14.50

Neckpieces  
Natural Raccoon, value 16.50, 12.50  
Scotch Mole-skin, value 42.50, 32.50  
Dyed Skunk, value 12.50, 10.50

Fine Fur Trimmings at the Lowest Prices.  
Remarkable Sale  
WOMEN'S "SOROSIS" BOOTS  
6.00 and 7.00 Values

3.95  
1,200 Pairs High Grade Shoes taken from stock,  
in various styles and leathers; also Fawn, Gray and  
Black Cloth Tops; Cuban or Spanish Louis Heels.  
Incomplete Sizes.

Unprecedented Values  
HOUSEHOLD & DECORATIVE LINENS

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(Main Floor)

Quadruple Plated on Nickel Silver  
Cheese-Cracker Dishes, pierced designs, 3.50 and 3.95  
Casserole, round or oval; pierced design, 2.50 and 2.75  
Trivets, various pierced designs; two or three sections, 3.50 and 3.75

Carving Sets, stag handles; German or Sterling Silver  
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Solid Mahogany Boudoir Lamps, with 10-inch Silk  
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Hand-carved Gold Wood Boudoir Lamps, with 10-  
inch fancy silk shade; any color, value 7.50, 4.50

Hand-carved Gold Wood Boudoir Lamps, with 10-  
inch flat Empire silk shade; trimmed with silk braid and  
4-inch silk fringe, value 12.00, 7.50

Hand-carved Gold Wood Table Lamps, with French  
silk shade; any color; 2 lights, value 25.00, 15.00

Unusual Values  
FUR COATS, MUFFS & NECKPIECES  
For Women, Misses & Children

Fur Coats  
French Seal Coats, 40 inches long; rich silk lining, value 85.00, 65.00  
Hudson Seal Coats, choice skins; latest models, value 125.00, 95.00

Extra Large Size Hudson Seal Coats, 46 to 50 inch bust  
measure, value 145.00, 125.00  
Women's Fur-lined Coats, in various Mixed Fabrics, also Black, value 65.00, 45.00  
Black Ponyskin Coats, value 37.50, 29.50

Muffs  
Natural Raccoon, value 27.50, 22.50  
Scotch Mole-skin, value 45.00, 35.00  
Dyed Skunk, value 18.50, 14.50

Neckpieces  
Natural Raccoon, value 16.50, 12.50  
Scotch Mole-skin, value 42.50, 32.50  
Dyed Skunk, value 12.50, 10.50

No. 1—Misses' Evening Dress, of Chiffon over net, with  
double accordion pleated lace flounce, Light Blue, Pink or  
Maize. Size 14 to 18 years. value 29.50, 18.50

No. 2—Misses' Suit, of good quality Broadcloth, Navy  
Blue, Black, Negre or Green. Size 14 to 18 years. value 27.50, 16.75

No. 3—Girls' Party Dress, of Embroidered Net over  
accordion-pleated Chiffon, Light Blue or Pink. Size 12 to  
16 years. value 18.50, 12.75

Misses' Suits, Latest Fall models; fur trimmed; in  
Broadcloth, Gabardine or Velveteen. Size 14 to 18 years.  
values 35.00, 39.50 and 49.50, 26.50, 29.50 and 39.50

Misses' Coats of Zibeline, Ripple Cheviot, English or  
Scotch Mixtures, Broadcloth, Chinchilla or Corduroy. Size  
14 to 18 years. values 22.50, 26.50 and 39.50, 16.75, 18.50 and 29.50

Misses' Dresses, practical models; in Serge, Broadcloth,  
Satin Charmeuse or Crepe de Chine. Size 14 to 18 years.  
values 18.50, 22.50 and 29.50, 12.50, 16.75 and 22.50

Misses' Evening Dresses, chic models; in Satin, Taffeta,  
Crepe de Chine or Chiffon. White, Light Blue, Pink, Nile or  
Maize. Size 14 to 18 years. values 22.50, 27.50 and 35.00, 14.75, 18.50 and 26.50

Juniors' Suits, of Gabardine, Cheviot or Corduroy, smart  
and youthful models. Size 13 to 17 years. values 22.50, 29.50 and 37.50, 16.75, 19.75 and 29.50

Girls' Dressy Coats of Broadcloth, Zibeline, Corduroy  
or Velveteen; lined throughout and interlined; latest models.  
Size 8 to 14 years. values 22.50, 27.50 and 37.50, 14.75, 22.50 and 29.50

To Close out  
LITTLE CHILDREN'S COATS & HATS  
Coats of Corduroy, Zibeline, Broadcloth or Velveteen.  
(Broken Sizes.) Size 1 to 5 years. One model illustrated.  
—No. 5. regularly 5.50 to 18.00, 3.95 to 12.50  
The remaining stock of Children's Hats Greatly Reduced.

WOMEN'S SUITS & DRESSES  
At About One-Half Prevailing Prices  
500 Tailored Suits and Fancy Dresses in a remark-  
able assortment of models and fabrics, as follows:

Suits, Handsome models in Broadcloth, Gabardine or Diagonal  
Cheviot. 16.50, regularly 28.50 to 35.00

Dresses, Afternoon or Evening Models in Crepe de Chine, Chiffon,  
Satin or French Serge. 24.50, regularly 38.00 to 50.00

Suits, Tailored or Fancy Trimmed Models in Chiffon Broad-  
cloth, Soleil, Velour Cloth or Gabardine. 24.50, regularly 40.00 to 55.00

Dresses, Afternoon or Dance Dresses in Crepe Meteor, Velvet,  
Charmeuse or Beaded or Iridescent effects. 38.50, regularly 65.00 to 75.00

Suits, Elaborate or strictly Tailored Models in Chiffon Vel-  
vet, Chiffon Broadcloth or Novelty Velour. 38.50, regularly 65.00 to 85.00

Dresses, Afternoon, Dancing or Evening Frocks of Satine Sub-  
lime, rich Brocaded fabrics, filmy Laces or Chiffon Velvets.

Attractive Values  
WOMEN'S COATS & WRAPS  
Opera Cloaks, in Velvet, trimmed with Fur. Repro-  
duction of Imported model. Original cost 95.00 to 150.00, 49.50

Dressy Street Coats, of Corduroy, trimmed with Fur.  
Reproduction of Imported model. Original cost 110.00, 35.00

Black Broadcloth Coats, straight lines for slim or  
stout figures. Reproductions of Imported models. values 35.00 and 45.00, 19.50 and 29.50

"Knockabout" Coats, in a variety of Mixed or Plain  
fabrics. value 22.50 to 29.50, 9.50, 12.50 and 16.50

Unusual Price Concessions  
BLANKET DEPARTMENT  
Blankets—White Wool:—  
Single Bed Size, regularly 4.25 and 5.00, pair 3.50 and 4.25

Double Bed Size, regularly 5.00 and 6.50, pair 3.75 and 5.00

Comfortables—Wool filled, regularly 5.75 and 8.00, each 4.65 and 6.75

Bed Spreads—White:—  
Full Size, Hemmed, regularly 2.75, each 2.00  
Single Size, Scalloped, regularly 3.75, each 3.00  
Double Size, Scalloped, regularly 4.25, each 3.50

Thanksgiving Sale  
DINNER SETS  
English or American Porcelain or Austrian China, dainty  
border patterns; 100 and 101 pieces. value 20.00, 15.00

English or American Porcelain, in Persian or Blue Gre-  
cian border; open stock pattern; 101 pieces. value 32.50, 25.00

Limoges China, green laurel leaf border with coin,  
gold edge and solid coin gold handles; or conventional Per-  
sian border; open stock pattern; 101 pieces. value 75.00, 50.00

Theodore Haviland China, dainty border design  
with coin gold edge and solid coin gold ribbon handles;  
open stock pattern; 101 pieces. value 75.00, 60.00

Limoges China, gold enameled border with lace  
edge; solid coin gold handles; 101 pieces. value 150.00, 95.00

HAIR GOODS SALON  
On Monday only, First Quality Naturally Wavy Hair  
Switches, regularly 8.00, 4.95